

28. May. 2007 14:11

Pearl Cohen Zedek Latzer LLP

IAP6 Rec'd PCT/PTO 29 MAY 2007

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COVER PAGE LISTING DOCUMENTS BEING TRANSMITTED VIA FACSIMILE

7 Pages Via Facsimile: 571-273-8300
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (fax no. 571-273-8300) on May 28, 2007.


Sharon Braude

Regarding the following Application:

Applicant: BLJEVSKY, Alex Examiner: Not yet assigned

Serial No./ Patent No.: 10/585,131 Group Art Unit: Not yet assigned

Filed/Issued Date: June 30, 2006 Attorney Docket No.: P-6259-US

Title: APPARATUS, SYSTEM AND METHOD TO INDICATE IN-VIVO DEVICE LOCATION

Please find:

- | | |
|---|---|
| 1. <input type="checkbox"/> Provisional Cover Sheet | 9. <input checked="" type="checkbox"/> Response to Notice to File Missing Parts |
| 2. <input type="checkbox"/> Utility Patent Application Transmittal | 10. <input type="checkbox"/> Response to Notice of Incomplete Reply |
| 3. <input type="checkbox"/> RCE Transmittal Sheet | 11. <input type="checkbox"/> Request for Correction of Filing Receipt |
| 4. <input type="checkbox"/> Fee Transmittal Sheet | 12. <input type="checkbox"/> Information Disclosure Statement including:
- Form PTO/SB/08 and references _____ |
| 5. <input type="checkbox"/> Patent Application Under 35 USC 111(a) | 13. <input type="checkbox"/> Preliminary Amendment |
| <input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b) | 14. <input type="checkbox"/> Response to Office Action
dated _____ |
| <input type="checkbox"/> Transmittal Sheet for Entering National Phase
Containing:
____ Pages of Specification
____ Pages of Claims
____ Page of Abstract
____ Pages of Formal Drawings
____ Pages of _____ | 15. <input type="checkbox"/> Petition for a One Month(s) Extension of Time |
| 6. <input checked="" type="checkbox"/> Signed Declaration & Power of Attorney | 16. <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Appeal Brief _____ |
| 7. <input type="checkbox"/> Request for Correction of Recordation of Assign. and:
- Recordation Cover Sheet | 17. <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Publication Fee |
| - Copy of Notice of Recordation of Assign. | 18. <input type="checkbox"/> Submission of Formal Drawings: Two sets of
____ Sheets containing Figs. _____ |
| 8. <input type="checkbox"/> Recordation of Assign. Cover Sheet & Signed Assign. | 19. <input type="checkbox"/> Copy of Priority Doc. |
| | 20. <input type="checkbox"/> Claim for Convention Priority |
| | 21. <input type="checkbox"/> Revocation and Power of Attorney, including:
- Statement Under 37 CFR 3.73(b)
- Copy of Assignment |
| | 22. <input type="checkbox"/> Other: _____ |

MAY 29 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: BLIJEVSKY, Alex EXAMINER: Not yet assigned
SERIAL NO.: 10/585,131 GROUP ART UNIT: Not yet assigned
FILED: June 30, 2006 ATTORNEY DOCKET No.: P-6259-US
FOR: APPARATUS, SYSTEM AND METHOD TO INDICATE IN-VIVO DEVICE
LOCATION

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Alexandria, VA 22313-1450

ATTENTION: PCT/DO/EO/US

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EU/US)**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed March 28, 2007 (a copy of which is enclosed), Applicant submits herewith the following:

1. ☒ an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.497 (a) and (b);
2. ☐ Applicant(s) Claim Small Entity Status; and
3. ☐ a Preliminary Amendment.

Further, applicant respectfully points out that the Notice of Missing Requirements erroneously states that additional independent claim fees are due in the subject application. The application as amended by the Preliminary Amendment contains only two (2) independent claims. Therefore, no additional claim fees are required.

A response is due May 28, 2007. Accordingly, this response is being timely filed.

The Patent Office is hereby authorized to charge Deposit Account 50-3355 in the amount of \$130.00, covering the following:

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RECEIVED No. 1337 P. 3

APPLICANTS: BLUEVSKY, Alex
 SERIAL NO.: 10/585,131
 FILED: June 30, 2006
 Page 2

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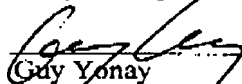
FEE CALCULATION					
1. BASIC FILING FEE					
	Filing Date BEFORE December 8, 2004		Filing Date ON/AFTER December 8, 2004		
	Large Entity Fee	Small Entity Fee	Large Entity Fee	Small Entity Fee	
Utility	\$790	\$395	\$1000	\$500	0
Provisional	\$160	\$80	\$200	\$100	0
Application Size Fee (over 100 pages, per 50)			\$250	\$125	0
2. EXTRA CLAIM FEES					
Total Claims	20	-20 -		x \$50	= 0
Independent Claims	2	-3 =		x \$200	= 0
Multiple Dependent				x \$360	= 0
	Large Entity Fee	Small Entity Fee	Fee Description		
	\$50	\$25	Claims in excess of 20		
	\$200	\$100	Independent claims in excess of 3		
	\$380	\$180	Multiple dependent claim, if not paid		
3. Fee for Petition for Extension of Time					
	Large Entity Fee	Small Entity Fee			
\$120	\$60		Extension for reply within first Month		0
\$450	\$225		Extension for reply within second Month		0
\$1,020	\$510		Extension for reply within third Month		0
\$1,590	\$795		Extension for reply within fourth Month		0
4. Surcharge Fee Under 37 CFR 1.16(f) or 1.492(h)					
	Large Entity Fee	Small Entity Fee			
Utility	\$130	\$65			\$130
5. Surcharge Fee Under 37 CFR 1.16(i)					
	Large Entity Fee	Small Entity Fee			
Provisional	\$50	\$25			0
TOTAL (all columns)					\$130

If any additional fee is required, the undersigned hereby authorizes the Patent Office to charge such additional fee to Deposit Account 50-3355.

06/01/2007 MKAYPAGH 00000110 503355 10585131

01 FC:1617 130.00 DA
 02 FC:1614 600.00 DA

Respectfully submitted,


 Guy Yonay
 Attorney/Agent for Applicant
 Registration No. 52,388

Dated: May 28, 2007

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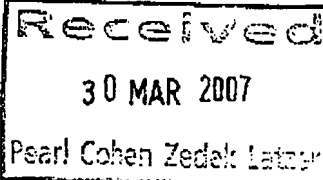
U.S. APPLICATION NUMBER NO. 10/585,131	FIRST NAMED APPLICANT Alex Blijevsky	ATTY. DOCKET NO. P-6259-US
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INTERNATIONAL APPLICATION NO.

PCT/IL04/01182

I.A. FILING DATE 12/29/2004	PRIORITY DATE 12/31/2003
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49443
PEARL COHEN ZEDEK LATZER, LLP
1500 BROADWAY 12TH FLOOR
NEW YORK, NY 10036



CONFIRMATION NO. 1153

371 FORMALITIES LETTER

OC000000023091055

Date Mailed: 03/28/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/30/2006
- Copy of the International Search Report filed on 06/30/2006
- Preliminary Amendments filed on 06/30/2006
- Information Disclosure Statements filed on 06/30/2006
- Oath or Declaration filed on 06/30/2006
- Request for Immediate Examination filed on 06/30/2006
- U.S. Basic National Fees filed on 06/30/2006
- Priority Documents filed on 06/30/2006
- Specification filed on 06/30/2006
- Claims filed on 06/30/2006
- Abstracts filed on 06/30/2006
- Drawings filed on 06/30/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$600 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

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- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$730 for a Large Entity:

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 600
 - \$600 for 3 independent claims over 3.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/585,131	PCT/IL04/01182	P-6259-US

FORM PCT/DO/EO/905 (371 Formalities Notice)